

DEC. 14. 2004 2:54PM

BSKB COM

RECEIVED  
CENTRAL FAX CENTER

DEC 14 2004

NO. 4565 P. 1

650 Town Center Drive, Suite 620  
Costa Mesa, CA 92626-1925  
Phone: (714) 708-8555  
Fax: (714) 708-8565

**Birch, Stewart,  
Kolasch & Birch, LLP**

# Fax

<b>To:</b>	Examiner Jerry Johnson	<b>From:</b>	Leonard R. Svensson
<b>Fax:</b>	(703) 872-9306	<b>Pages:</b>	4 including cover sheet
<b>Phone:</b>		<b>Date:</b>	December 14, 2004
<b>Your Ref.:</b>	10/080,862	<b>Our Ref.:</b>	0365-0530P
<b>Re:</b>	Filing of Request of Continued Examination under 37 CFR § 1.114 (RCE)	<b>CC:</b>	

☐ Urgent    ☐ For Review    ☐ Please Comment    ☐ Please Reply    ☐ Please Recycle

This transmission is intended for the sole use of the individual and entity to whom it is addressed, and may contain information that is privileged, confidential and exempt from disclosure under applicable law. You are hereby notified that any dissemination, distribution or duplication of this transmission by someone other than the intended addressee or its designated agent is strictly prohibited. If your receipt of this transmission is in error, please notify this firm immediately by collect call to (714) 708-8555, and send the original transmission to us by return mail at the address above.

• **Comments:**

**RECEIVED  
CENTRAL FAX CENTER****DEC 14 2004****MS RCE  
PATENT  
0365-0530P****IN THE U.S. PATENT AND TRADEMARK OFFICE**

Applicant: IGNATIUS, Jyrki et al. Conf.: 9773  
Appl. No.: 10/080,862 Group: 1764  
Filed: February 22, 2002 Examiner: JOHNSON, Jerry  
For: CLEAN-BURNING MTBE-FREE GASOLINE FUEL

**REQUEST FOR CONTINUED EXAMINATION**  
**UNDER 37 C.F.R. § 1.114**

**MS RCE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

December 14, 2004

Sir:

This is a "Request for Continued Examination" under 37 C.F.R. § 1.114, the provisions of which do not apply to:

(1) A provisional application; (2) An application for a utility or plant patent filed under 35 U.S.C. 111(a) before June 8, 1995; (3) An international application filed under 35 U.S.C. §363 before June 8, 1995; (4) An application for a design patent; or (5) A patent under reexamination.

Submission of an RCE is limited to an application in which prosecution is closed; e.g. final rejection, Ex Parte Quayle; or notice of allowability

☒ This Request for Continued Examination is being filed prior to the earliest of:

(1) Payment of the issue fee, unless a petition under § 1.313 is granted; (2) Abandonment of the application; or (3) The filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. § 141, or the commencement of civil action under 35 U.S.C. §§ 145 or 146, unless the appeal or civil action is terminated.

☐ The enclosed document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.

☒ The enclosed document is being transmitted via facsimile.

Appl. No. 10/080,862

☒ **Submission Required under 37 C.F.R. § 1.114:**

- ☐ Do **NOT** enter the After Final Amendment(s) previously filed on \_\_\_\_\_ under 37 C.F.R. § 1.116.

Enter as part of the present submission:

- ☒ The After Final Amendment(s) previously filed on November 15, 2004, under 37 C.F.R. § 1.116 but unentered, in the present application.
- ☐ Arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_.
- ☐ A Reply Under Rule 1.111, attached hereto. Claim fee(s) are calculated as set forth below:

	TOTAL NUMBER OF CLAIMS PREVIOUSLY PAID FOR	TOTAL NUMBER OF CLAIMS BEING FILED HEREWITH	<u>NUMBER EXTRA</u>	Large Entity		Small Entity	
				Rate	Fee	Rate	Fee
Total Claims	20	=		X 18	\$	X 9	\$
Independent Claims	3	=		X 88	\$	X 44	\$
<input type="checkbox"/> FIRST PRESENTATION OF A MULTIPLE DEPENDENT CLAIM				300	\$	150	\$
TOTAL CLAIM FEE (S)						\$0.00	

- ☐ An Information Disclosure Statement (IDS) and PTO-1449 form(s) is/are attached hereto for the Examiner's consideration.

☐ Other:

☐ **Miscellaneous**

- ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of ( ) months. (Period of suspension shall not exceed 3 months.)

Appl. No. 10/080,862

☒ **Fees**

The required fee under 37 C.F.R. § 1.17(e) as required by 37 C.F.R. § 1.114 when the RCE is filed, is enclosed herewith:

☐ \$395.00 - small entity☒ \$790.00 - large entity

☒ The applicant(s) hereby petition(s) for an extension of one (1) month(s) pursuant to 37 C.F.R. §§ 1.17 and 1.136(a). The fee has been calculated as shown below:

☐ NO extensions of time have been previously obtained in the prior application. Thus, a fee of \$0.00 is required for the full period of the above-requested extension of time.

☒ An extension of two (2) month(s) was previously requested and paid for on November 15, 2004 in the instant application. Thus, a fee of \$590.00 is required to obtain an additional one (1) month(s) extension.

☐ The fee of \$200.00 under 37 C.F.R. § 1.17(g) for suspension of action is enclosed.

☐ Enclosed is(are) check(s) in the total amount of \$0.00 for the applicable filing fee, additional claims fee, suspension fee, and/or extension fees.

☒ Please charge Deposit Account No. 02-2448 in the amount of \$1380.00.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

I hereby certify that this correspondence is being  
facsimile transmitted to the Patent and  
Trademark Office:  
On 12-14-2004

Sandra B. Paul  
Signature  
SANDRA B. PAUL  
Typed or printed name of person signing certificate

Respectfully submitted,

BIRCH, STEWART, KOLASCH &amp; BIRCH, LLP

Leonard R. Svensson, #30,330  
By Kalpana Reddy #46,183

P.O. Box 747  
Falls Church, VA 22040-0747  
(703) 205-8000

LRS/KR/sbp  
0365-0530P

Attachment(s)